

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

**MILITARY AND VETERANS AFFAIRS, SPACE, AND
DOMESTIC SECURITY**
Senator Altman, Chair
Senator Gibson, Vice Chair

MEETING DATE: Tuesday, January 26, 2016
TIME: 9:00—11:00 a.m.
PLACE: *Mallory Horne Committee Room, 37 Senate Office Building*

MEMBERS: Senator Altman, Chair; Senator Gibson, Vice Chair; Senators Evers, Sachs, and Stargel

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 1288 Richter (Identical H 1169)	Emergency Management; Defining the term “activate” for purposes of part I of ch. 252, F.S., etc. MS 01/26/2016 Fav/CS CA RC	Fav/CS Yeas 4 Nays 0
2	SB 1538 Evers (Similar H 1219)	Veterans’ Employment; Establishing the policy of the state concerning veterans’ employment in executive agencies; requiring the head of each executive agency to develop and implement a veterans’ recruitment plan in accordance with specified procedures; requiring the Department of Management Services to include specified information regarding veterans’ recruitment plans in its annual workforce report, etc. MS 01/26/2016 Fav/CS AGG AP	Fav/CS Yeas 4 Nays 0
3	SB 1688 Sachs	Florida Veterans Foundation; Providing for voluntary contributions of a minimum specified amount per applicant for certain motor vehicle registrations, driver licenses or identification cards, and boat registrations to the Florida Veterans Foundation, etc. MS 01/26/2016 Fav/CS ATD FP	Fav/CS Yeas 4 Nays 0
4	Video Presentation of Space X’s December 2015 Falcon 9 Launch and Landing		Presented

Other Related Meeting Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1288

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Richter

SUBJECT: Emergency Management

DATE: January 27, 2016

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Sanders</u>	<u>Ryon</u>	<u>MS</u>	<u>Fav/CS</u>
2.	<u> </u>	<u> </u>	<u>CA</u>	<u> </u>
3.	<u> </u>	<u> </u>	<u>RC</u>	<u> </u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1288 defines the term “activate” to mean the execution and implementation of the necessary plans and activities required to mitigate, respond to, or recover from an emergency or disaster pursuant to ch. 252, F.S., and the State Comprehensive Emergency Management Plan.

The bill is effective upon becoming law.

II. Present Situation:

Florida Division of Emergency Management

Florida’s Division of Emergency Management (FDEM) administers programs to rapidly apply all available aid to impacted communities stricken by emergency.¹ The FDEM is responsible for maintaining a comprehensive statewide program of emergency management to ensure that Florida is prepared to respond to emergencies, recover from them, and mitigate against their impacts. In doing so, the FDEM coordinates efforts with and among the federal government, other state agencies, local governments, school boards, and private agencies that have a role in emergency management.²

¹ Section 14.2016, F.S.

² Section 252.35(1), F.S.

The State Comprehensive Emergency Management Plan

The FDEM is required by s. 252.35, F.S., to prepare a State Comprehensive Emergency Management Plan (CEMP) to be integrated into and coordinated with the emergency management plans and programs of the federal government. The CEMP must contain provisions to ensure that the state is prepared for emergencies and minor, major, and catastrophic disasters.³ The CEMP designates the State Emergency Operations Center (SEOC) as the permanent location in which the State Emergency Response Team (SERT) carries out the coordination and completion of response and recovery activities.⁴ The SERT is comprised of FDEM staff, other state agencies, and private volunteer organizations and non-governmental agencies and serves as the primary operational mechanism through which state assistance to local governments is managed. Members of the SERT are organized into sections, branches, and Emergency Support Functions (ESF).⁵

The CEMP states that the SEOC will be activated at a level necessary to effectively monitor or respond to threats or emergency situations. The SEOC operates 24 hours a day, 7 days a week, but the level of staffing varies with the activation level.⁶ There are three levels of activation:

- Level 3: Normal conditions.
- Level 2: The SERT is activated, but may not require activation of every section, branch, or ESF.
- Level 1: The SERT has activated all sections, branches, and ESFs to conduct response and recovery operations.⁷

The SEOC maintains at a Level 3 activation at all times.

Emergency Management Powers of the Governor

The Governor is responsible for meeting the dangers presented to this state and its people by emergencies.⁸ In the event of an emergency beyond local control, the Governor, or his or her designee, may assume direct operational control over all or any part of the emergency management functions within this state.⁹ As part of the Governor's power, he or she may by executive order or proclamation declare a state of emergency. A state of emergency has the force and effect of law and assists in the management of an emergency by activating the emergency mitigation, response, and recovery aspects of the state, local, and interjurisdictional emergency management plans applicable to the political subdivision or area in question.¹⁰ A state of emergency may be declared if the Governor finds that an emergency has occurred or is imminent.

³ Section 252.35(2)(a), F.S.

⁴ Florida Division of Emergency Management, *Comprehensive Emergency Management Plan* (Feb. 2014), available at <http://floridadisaster.org/cemp.htm> (last visited Jan. 22, 2016).

⁵ *Id.* at 5.

⁶ *Id.* at 30.

⁷ *Id.* at 31.

⁸ Section 252.36(1)(a), F.S.

⁹ *Id.*

¹⁰ Section 252.36, F.S.

The Federal Declaration Process

The Robert T. Stafford Disaster Relief and Emergency Assistance Act¹¹ states in part that all requests for an emergency or major disaster declaration by the President shall be made by the Governor of the affected state.¹²

The Governor must provide to the Federal Emergency Management Agency (FEMA) in its request for an emergency declaration the following information:

- Findings that the situation is of such severity and magnitude that effective response is beyond the capability of the state and the affected local government(s) and that federal emergency assistance is needed to save lives and to protect property, public health and safety, or to lessen or avert the threat of a disaster;
- Confirmation that the Governor has taken appropriate action under state law and directed the execution of the state emergency plan;
- A description of the state and local government efforts and resources utilized to alleviate the emergency;
- A description of other federal agency efforts and resources utilized in response to the emergency; and
- A description of the type and extent of additional federal assistance required.¹³

The Governor must provide to FEMA in its request for a major disaster declaration the following information:

- Findings that the situation is of such severity and magnitude that effective response is beyond the capabilities of the state and the affected local governments and that federal assistance is necessary to supplement the efforts and available resources of the state, local governments, disaster relief organizations, and compensation by insurance for disaster-related losses;
- Confirmation that the Governor has taken appropriate action under state law and directed the execution of the state emergency plan;
- An estimate of the amount and severity of damages and losses stating the impact of the disaster on the public and private sector;
- A description of the state and local government efforts and resources utilized to alleviate the disaster;
- Preliminary assessments of the types and amount of Stafford Act assistance needed; and
- Certification by the Governor that state and local governments will comply with all applicable cost sharing requirements of the Stafford Act.¹⁴

Upon receipt of the request, FEMA will evaluate the information and provide a recommendation to the President on whether to issue an emergency declaration, major disaster declaration, or deny the state's request. Should a request from the state be denied or modified the Governor has one opportunity and 30 days to appeal the President's decision.¹⁵

¹¹ 42 U.S.C. 5121 et seq.

¹² Federal Emergency Management Agency, *Declaration Process Fact Sheet* (Nov. 13, 2015), available at <https://www.fema.gov/declaration-process-fact-sheet> (last visited Jan. 22, 2016).

¹³ 44 C.F.R. s. 206.35.

¹⁴ 44 C.F.R. s. 206.36.

¹⁵ 44 C.F.R. 206.40

According to the FDEM, FEMA has in the past also considered the activation level of the SEOC in its recommendation to the President in addition to the criteria listed above. During the 2013 July Panhandle Flooding and 2015 Central Florida Flooding events FEMA claimed that there was insufficient evidence to prove that the SEOC remains activated at all times, despite maintaining a Level 3 activation. FEMA denied Florida's request for a major disaster declaration for both of the flooding events in 2013 and 2015. However, Florida later won an appeal to FEMA in 2013 and was granted a major disaster declaration for the 2013 Panhandle Flooding event.¹⁶

III. Effect of Proposed Changes:

CS/SB 1288 amends s. 252.34, F.S., to define the term "activate" to mean the execution and implementation of the necessary plans and activities required to mitigate, respond to, or recover from an emergency or disaster pursuant to ch. 252, F.S., and the State Comprehensive Emergency Management Plan.

The bill also updates cross-references in ss. 163.360, 474.2125, and 627.659, F.S., to conform to the bill.

The bill takes effect upon becoming law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

¹⁶ Senate Military and Veterans Affairs, Space, and Domestic Security Committee staff telephone conversation with Julie Roberts, External Affairs Director, Florida Division of Emergency Management (Jan. 22, 2016).

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 252.34, 163.360, 474.2125, 627.659.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Military and Veterans Affairs, Space, and Domestic Security on January 26, 2016:

The CS modifies the definition of the term “activate” to clarify that a state of emergency or disaster declaration is not required in order to execute the state’s emergency plans.

B. Amendments:

None.



238272

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2016	.	
	.	
	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Evers) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Present subsections (1) through (9) of section 252.34, Florida Statutes, are renumbered as subsections (2) through (10), respectively, and a new subsection (1) is added to that section, to read:

252.34 Definitions.—As used in this part, the term:

(1) "Activate" means the execution and implementation of



238272

11 the necessary plans and activities required to mitigate, respond
12 to, or recover from an emergency or disaster pursuant to this
13 chapter and the state comprehensive emergency management plan.

14 Section 2. Subsection (10) of section 163.360, Florida
15 Statutes, is amended to read:

16 163.360 Community redevelopment plans.—

17 (10) Notwithstanding any other provisions of this part,
18 when the governing body certifies that an area is in need of
19 redevelopment or rehabilitation as a result of an emergency
20 under s. 252.34(4) ~~s. 252.34(3)~~, with respect to which the
21 Governor has certified the need for emergency assistance under
22 federal law, that area may be certified as a “blighted area,”
23 and the governing body may approve a community redevelopment
24 plan and community redevelopment with respect to such area
25 without regard to the provisions of this section requiring a
26 general plan for the county or municipality and a public hearing
27 on the community redevelopment.

28 Section 3. Subsection (1) of section 474.2125, Florida
29 Statutes, is amended to read:

30 474.2125 Temporary license.—

31 (1) The board shall adopt rules providing for the issuance
32 of a temporary license to a licensed veterinarian of another
33 state for the purpose of enabling her or him to provide
34 veterinary medical services in this state for the animals of a
35 specific owner or, as may be needed in an emergency as defined
36 in s. 252.34(4) ~~s. 252.34(3)~~, for the animals of multiple
37 owners, provided the applicant would qualify for licensure by
38 endorsement under s. 474.217. No temporary license shall be
39 valid for more than 30 days after its issuance, and no license



238272

40 shall cover more than the treatment of the animals of one owner
41 except in an emergency as defined in s. 252.34(4) ~~s. 252.34(3)~~.
42 After the expiration of 30 days, a new license is required.

43 Section 4. Subsection (4) of section 627.659, Florida
44 Statutes, is amended to read:

45 627.659 Blanket health insurance; eligible groups.—Blanket
46 health insurance is that form of health insurance which covers
47 special groups of individuals as enumerated in one of the
48 following subsections:

49 (4) Under a policy or contract issued in the name of a
50 volunteer fire department, first aid group, local emergency
51 management agency as defined in s. 252.34(6) ~~s. 252.34(5)~~, or
52 other group of first responders as defined in s. 112.1815, which
53 is deemed the policyholder, covering all or any grouping of the
54 members or employees of the policyholder or covering all or any
55 participants in an activity or operation sponsored or supervised
56 by the policyholder.

57 Section 5. This act shall take effect upon becoming a law.

58
59 ===== T I T L E A M E N D M E N T =====

60 And the title is amended as follows:

61 Delete everything before the enacting clause
62 and insert:

63 A bill to be entitled
64 An act relating to emergency management; amending s.
65 252.34, F.S.; defining the term "activate" for
66 purposes of part I of ch. 252, F.S.; amending ss.
67 163.360, 474.2125, and 627.659, F.S.; conforming
68 cross-references; providing an effective date.

By Senator Richter

23-00742A-16

20161288__

1 A bill to be entitled
2 An act relating to emergency management; amending s.
3 252.34, F.S.; defining the term "activate" for
4 purposes of part I of ch. 252, F.S.; amending ss.
5 163.360, 474.2125, and 627.659, F.S.; conforming
6 cross-references; providing an effective date.

8 Be It Enacted by the Legislature of the State of Florida:

10 Section 1. Present subsections (1) through (9) of section
11 252.34, Florida Statutes, are renumbered as subsections (2)
12 through (10), respectively, and a new subsection (1) is added to
13 that section, to read:

14 252.34 Definitions.—As used in this part, the term:
15 (1) "Activate" means the execution and implementation of
16 the necessary plans and activities required to mitigate, respond
17 to, or recover from a potential or actual state of emergency or
18 disaster declared pursuant to this chapter and the state
19 comprehensive emergency management plan which specifies levels
20 of activation.

21 Section 2. Subsection (10) of section 163.360, Florida
22 Statutes, is amended to read:

23 163.360 Community redevelopment plans.—
24 (10) Notwithstanding any other provisions of this part,
25 when the governing body certifies that an area is in need of
26 redevelopment or rehabilitation as a result of an emergency
27 under s. 252.34(4) ~~s. 252.34(3)~~, with respect to which the
28 Governor has certified the need for emergency assistance under
29 federal law, that area may be certified as a "blighted area,"
30 and the governing body may approve a community redevelopment
31 plan and community redevelopment with respect to such area
32 without regard to the provisions of this section requiring a

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

23-00742A-16

20161288__

33 general plan for the county or municipality and a public hearing
34 on the community redevelopment.

35 Section 3. Subsection (1) of section 474.2125, Florida
36 Statutes, is amended to read:

37 474.2125 Temporary license.—

38 (1) The board shall adopt rules providing for the issuance
39 of a temporary license to a licensed veterinarian of another
40 state for the purpose of enabling her or him to provide
41 veterinary medical services in this state for the animals of a
42 specific owner or, as may be needed in an emergency as defined
43 in s. 252.34(4) ~~s. 252.34(3)~~, for the animals of multiple
44 owners, provided the applicant would qualify for licensure by
45 endorsement under s. 474.217. No temporary license shall be
46 valid for more than 30 days after its issuance, and no license
47 shall cover more than the treatment of the animals of one owner
48 except in an emergency as defined in s. 252.34(4) ~~s. 252.34(3)~~.
49 After the expiration of 30 days, a new license is required.

50 Section 4. Subsection (4) of section 627.659, Florida
51 Statutes, is amended to read:

52 627.659 Blanket health insurance; eligible groups.—Blanket
53 health insurance is that form of health insurance which covers
54 special groups of individuals as enumerated in one of the
55 following subsections:

56 (4) Under a policy or contract issued in the name of a
57 volunteer fire department, first aid group, local emergency
58 management agency as defined in s. 252.34(6) ~~s. 252.34(5)~~, or
59 other group of first responders as defined in s. 112.1815, which
60 is deemed the policyholder, covering all or any grouping of the
61 members or employees of the policyholder or covering all or any

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

23-00742A-16

20161288_

62 participants in an activity or operation sponsored or supervised
63 by the policyholder.

64 Section 5. This act shall take effect upon becoming a law.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Ethics and Elections, *Chair*
Banking and Insurance, *Vice Chair*
Appropriations
Appropriations Subcommittee on Health
and Human Services
Commerce and Tourism
Regulated Industries
Rules

SENATOR GARRETT RICHTER

President Pro Tempore
23rd District

January 14, 2016

The Honorable Thad Altman, Chair
Senate Committee on Military Affairs, Space and Domestic Security
215 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

Dear Chairman Altman:

Senate Bill 1288, relating to Emergency Management, has been referred to the Committee on Military Affairs, Space and Domestic Security. I would appreciate the placing of this bill on the committee's agenda at your earliest convenience.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Garrett Richter".

Garrett Richter

cc: Elizabeth Ryon, Staff Director

REPLY TO:

- 3299 E. Tamiami Trail, Suite 203, Naples, Florida 34112-4961 (239) 417-6205
- 404 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5023
- 25 Homestead Road North, Suite 42 B, Lehigh Acres, Florida 33936 (239) 338-2777

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Ethics and Elections, *Chair*
Banking and Insurance, *Vice Chair*
Appropriations
Appropriations Subcommittee on Health
and Human Services
Commerce and Tourism
Regulated Industries
Rules

SENATOR GARRETT RICHTER

President Pro Tempore
23rd District

January 22, 2016

The Honorable Thad Altman, Chair
Senate Committee on Military Affairs, Space and Domestic Security
215 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

Dear Chairman Altman:

Thank you for the opportunity to present SB 1288, related to the Emergency Management, in your committee on Tuesday, January 26, 2016.

I will be unable to present this bill because I will be attending the Banking and Insurance committee as a member and to present 2 bills. I am requesting that my aide, Becky Kokkinos, be allowed to present this bill on my behalf.

Thank you for your consideration,

Sincerely,

A handwritten signature in black ink, appearing to read "Garrett Richter".

Garrett Richter

cc: Elizabeth Ryon, Staff Director

REPLY TO:

- 3299 E. Tamiami Trail, Suite 203, Naples, Florida 34112-4961 (239) 417-6205
- 404 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5023
- 25 Homestead Road North, Suite 42 B, Lehigh Acres, Florida 33936 (239) 338-2777

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/26/16

Meeting Date

SB 1298

Bill Number (if applicable)

Topic Emergency management

Amendment Barcode (if applicable)

Name Julie Roberts

Job Title External Affairs Director

Address 2555 Shumard Oak Blvd

Phone 850-590-9486

Tallahassee FL 32399

Email julie.roberts@em.myflorida.com

Speaking: [X] For [] Against [] Information

Waive Speaking: [X] In Support [] Against (The Chair will read this information into the record.)

Representing Division of Emergency mgmt

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1538

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Evers

SUBJECT: Veterans' Employment

DATE: January 28, 2016 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Ryon	Ryon	MS	Fav/CS
2.			AGG	
3.			AP	

Please see Section IX. for Additional Information:
 COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1538 requires each state agency and authorizes the political subdivisions of the state to develop and implement a written veterans recruitment plan to establish annual goals for ensuring the full use of veterans in the agency's or political subdivision's workforce.

The bill requires the Department of Management Services to annually collect and publish on its website and include in its annual workforce report statistical data for each state agency on the following:

- The number of persons who claim veterans' preference;
- The number of persons who are hired through the veterans' preference; and
- The number of persons who are hired as a result of the veterans recruitment plan.

II. Present Situation:

Veteran Presence in Florida

The Florida Statutes defines the term "veteran" as a person who served in the active military, naval, or air service and who was discharged or released under honorable conditions, or who later received an upgraded discharge under honorable conditions.¹ Currently, there are 21.8

¹ s. 1.01(14), F.S.

million veterans in the United States, of which, over 1.6 million reside in Florida.² This makes Florida the state with the third largest veteran population, behind only California and Texas.³ Approximately 299,000 of Florida's veterans are service-disabled.⁴

Florida's overall unemployment rate for calendar year 2014 was 6.3 percent.⁵ The unemployment rate among Florida veterans was 5 percent compared to 5.3 percent nationally.⁶ The unemployment rate among Florida Post-9/11 era veterans averaged 4.8 percent compared to 7.2 percent nationally.⁷

Veterans' Preference in Employment

The Florida Statutes have included some form of veterans' employment preference since 1947.⁸ The purpose of the veterans' preference statute is to reward those who served their country in a time of need and to recognize the qualities and traits developed by military service.⁹ In 2014, the Legislature expanded Florida's veterans' preference in public employment process to increase the field of persons eligible for veterans' preference to include all veterans, Florida National Guard members, reservists, and Gold Star parents.¹⁰ In addition, beginning in 2014, private employers in Florida were authorized to provide veterans' preference requirements.¹¹

Currently, Florida law does not provide a policy for state agencies concerning the recruitment of veteran employees. However, the law specifically requires all state government entities, counties, cities, towns, villages, special tax school districts, and special districts (government employers) to grant employment preference in hiring and retention to certain veterans, and family members of certain military servicemembers and veterans.¹² All advertisements and written job announcements must include notice that veterans and eligible family members receive preference in employment and are encouraged to apply for the position.¹³

² U.S. Census Bureau, *A Snapshot of Our Nation's Veterans*, available at:

<http://www.census.gov/library/infographics/veterans.html>

³ Florida Department of Veterans' Affairs, *Fast Facts*, available at: http://floridavets.org/?page_id=50

⁴ U.S. Department of Veterans Affairs, Veterans Benefits Administration, Annual Benefits Report, Fiscal Year 2014, page 22 of 80, available at: <http://www.benefits.va.gov/REPORTS/abr/ABR-IntroAppendix-FY13-09262014.pdf>

⁵ See Florida Department of Economic Opportunity, *Local Area Unemployment Statistics*, available at:

<http://www.floridajobs.org/labor-market-information/data-center/statistical-programs/local-area-unemployment-statistics>

⁶ United States Congress Joint Economic Committee, *Economic Snapshot: Florida* (Oct. 2015), available at:

<http://www.jec.senate.gov/public/cache/files/2cb3bde9-27db-4584-86fc-f2ce46e4bb2e/florida.pdf>

⁷ *Id.*

⁸ s. 1, ch. 24201, Laws of Fla. (1947).

⁹ *Yates v. Rezeau*, 62 So.2d 726, 727 (Fla. 1952); Ch. 98-33, at 244, L.O.F.

¹⁰ ch. 2014-1, Laws of Fla.

¹¹ s. 295.188, F.S.

¹² s. 295.07(1), F.S., requires the state and political subdivisions of the state to comply with veterans' preference requirements. Section 1.01, F.S., defines "political subdivision" as "counties, cities, towns, villages, special tax school districts, special road and bridge districts, and all other districts in the state.

¹³ s. 295.065, F.S.

Persons Eligible for Veterans' Preference and Exceptions

Pursuant to s.295.07, F.S., the following persons are eligible to claim veterans' employment preference:¹⁴

- A disabled veteran;
- The spouse of a veteran:
 - Who has a total and permanent service-connected disability and who, because of this disability, cannot qualify for employment; or
 - Who is missing in action, captured in line of duty by a hostile force, or detained or interned in line of duty by a foreign government or power.
- A Veteran of any war, who has served at least one day during that war time period as defined in subsection s. 1.01 (14), F.S., or who has been awarded a campaign or expeditionary medal. (Active duty for training shall not be allowed for eligibility under this provision.)
- The unremarried widow or widower of a veteran who died of a service-connected disability.
- The mother, father, legal guardian, or unremarried widow or widower of a service member who died as a result of military service under combat-related conditions.
- A veteran as defined in section s. 1.01(14), F.S., F.S.
- A current member of any reserve component of the U.S. Armed Forces or the Florida National Guard.

Florida law exempts the following government positions from the veterans' preference requirements:¹⁵

- Positions that are exempt from the state Career Service System, including certain legislative branch personnel, judicial branch personnel, and personnel of the Office of the Governor; however, all positions under the University Support Personnel System of the SUS as well as all Career Service System positions under the FCS and the School for the Deaf and the Blind are included;
- Positions in political subdivisions of the state which are filled by officers elected by popular vote or persons appointed to fill vacancies in such offices and the personal secretary of each officer;
- Members of boards and commissions;
- Persons employed on a temporary basis without benefits;
- Heads of departments;
- Positions that require licensure as a physician, licensure as an osteopathic physician, or licensure as a chiropractic physician; and
- Positions that require membership in The Florida Bar.

¹⁴ s. 295.07(1)(a)-(g), F.S.

¹⁵ s. 295.07(4)(a)-(b), F.S.

Veterans’ Preference Applied when Examination Determines Qualification for Employment

If an examination is used to determine qualification for employment, points are added to the final examination score as follows:¹⁶

Veterans’ Preference Beneficiary	Preference Points
Disabled Veteran	15
Spouse of Person With Total Disability, Missing in Action, Captured in Line of Duty, Etc.	15
Wartime Veteran	10
Un-remarried widow/widower of Person Who Died of a Service-Connected Disability	10
Gold Star Family	10
Veteran	5
National Guard/Reserve	5

In order for points to be awarded, the applicant must first obtain a qualifying score on the examination.¹⁷

Veterans’ Preference Applied when Examination Does Not Determine Qualification for Employment

If an examination is not used to determine qualifications for a position, preference is given as follows:¹⁸

- First preference is given to disabled veterans and the spouses of veterans who have a total and permanent service-connected disability or who are missing in action, captured in line of duty by a hostile force, or detained or interned in line of duty by a foreign government or power; and
- Second preference is given to a veteran of any war; the unremarried widow or widower of a veteran who died of a service connected disability; the mother, father, legal guardian, or unremarried widow or widower of a service member who died as a result of military service under combat-related conditions; a veteran as defined in section s. 1.01(14), F.S., F.S.; and a current member of any reserve component of the U.S. Armed Forces or the Florida National Guard.

State Equal Employment Policy

Section 110.112, F.S., declares that the policy of the state is to afford equal employment opportunities through programs of affirmative and positive action allowing for the full utilization of women and minorities. Each executive agency is required to develop and implement an affirmative action plan; ¹⁹ establish annual goals in its affirmative action plan for ensuring full

¹⁶ s. 295.08, F.S.
¹⁷ Rule 55A-7.010(1), F.A.C.
¹⁸ s. 295.085, F.S.
¹⁹ s. 110.112(2)(a), F.S.

utilization of groups underrepresented in the agency's workforce as compared to the relevant labor market;²⁰ and appoint an affirmative action-equal employment opportunity officer.²¹

Section 110.201(5), F.S., requires DMS to develop an annual workforce report that contains data representative of the state's human resources.²² DMS is also required to include in its annual workforce report information relating to each executive agency's affirmative action plan.²³

III. Effect of Proposed Changes:

CS/SB 1538 amends s. 295.07, F.S., to require each state agency and authorize political subdivisions of the state to develop and implement a written veterans recruitment plan to establish annual goals for ensuring the full use of veterans in the agency's or political subdivision's workforce. These veterans recruitment plans apply to veterans and their family members who are eligible for veterans employment preference identified in s. 295.07(1), F.S.

The bill requires the Department of Management Services to annually collect and publish on its website and include in its annual workforce report statistical data for each state agency on the following:

- The number of persons who claim veterans' preference;
- The number of persons who are hired through the veterans' preference; and
- The number of persons who are hired as a result of the veterans recruitment plan.

The bill also updates cross references in ss. 295.085 and 295.09, F.S.

The bill takes effect on October 1, 2016.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

²⁰ s. 110.112(2)(b), F.S.

²¹ s. 110.112(2)(c), F.S., provides that the duties of the affirmative action-equal employment opportunity officer include "determining annual goals, monitoring agency compliance, and providing consultation to managers regarding progress, deficiencies, and appropriate corrective action."

²² DMS Annual Workforce Report Fiscal Year 2013-2014, Equal Employment Opportunity/Affirmative Action Report page 62, available at: <http://www.dms.myflorida.com/content/download/113500/629140/file/FY%2013-14%20Annual%20Workforce%20Report.pdf>.

²³ s. 110.112(2)(d), (e), and (6), F.S.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

The bill could provide a positive fiscal impact to veterans in the state. Recruiting veterans to the state's government workforce will likely increase the number of veterans that obtain gainful employment.

C. Government Sector Impact:

The cost for state agencies to develop and implement a veterans recruitment plan is unknown, but may be insignificant.

The cost for DMS to collect statistical data, annually update the data on its website, and include the data in its annual workforce report is unknown, but may be insignificant.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 295.07, 295.085, 295.09.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Military and Veterans Affairs, Space, and Domestic Security on January 26, 2016:

The CS:

- Relocates the bill's veterans recruitment plan provisions to the existing veterans preference statute (s. 295.07);
- Allows political subdivisions to develop veterans recruitment plans.
- Removes the requirement that each executive agency appoint a veterans employment officer;
- Removes training requirements for DMS and executive agencies relating to recruitment and employment of veterans;

- Provides that an agency's veterans recruitment plan will apply to veterans and their family members who are eligible for state veterans' preference; and
- Requires DMS to collect statistical data on the effectiveness and utilization of veterans' preference and veteran recruitment practices.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



642416

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2016	.	
	.	
	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Evers) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Present subsection (4) of section 295.07, Florida Statutes, is renumbered as subsection (5), and a new subsection (4) is added to that section, to read:

295.07 Preference in appointment and retention.—

(4) (a) Each state agency shall, and political subdivisions of the state may, develop and implement a written veterans



642416

11 recruitment plan that establishes annual goals for ensuring the
12 full use of veterans in the agency's or political subdivision's
13 workforce. Each veterans recruitment plan must be designed to
14 meet the established goals.

15 (b) The Department of Management Services shall collect
16 statistical data for each state agency on the number of persons
17 who claim veterans' preference, the number of persons who are
18 hired through the veterans' preference, and the number of
19 persons who are hired as a result of the veterans recruitment
20 plan. The department shall annually update the statistical data
21 on its website and include it in its annual workforce report.

22 (c) For purposes of this subsection, a veterans recruitment
23 plan applies to veterans and their family members identified in
24 subsection (1).

25 Section 2. Section 295.085, Florida Statutes, is amended to
26 read:

27 295.085 Positions for which a numerically based selection
28 process is not used.—In all positions in which the appointment
29 or employment of persons is not subject to a written
30 examination, with the exception of positions that are exempt
31 under s. 295.07(5) ~~s. 295.07(4)~~, first preference in
32 appointment, employment, and retention shall be given by the
33 state and political subdivisions in the state to a person
34 included under s. 295.07(1) (a) or (b), and second preference
35 shall be given to a person included under s. 295.07(1) (c), (d),
36 (e), (f), or (g) who possess the minimum qualifications
37 necessary to discharge the duties of the position involved.

38 Section 3. Paragraph (a) of subsection (1) of section
39 295.09, Florida Statutes, is amended to read:



642416

40 295.09 Reinstatement or reemployment; promotion
41 preference.—

42 (1) (a) When an employee of the state or any of its
43 political subdivisions employed in a position subject or not
44 subject to a career service system or other merit-type system,
45 with the exception of those positions which are exempt pursuant
46 to s. 295.07(5) ~~s. 295.07(4)~~, has served in the Armed Forces of
47 the United States and is discharged or separated therefrom with
48 an honorable discharge, the state or its political subdivision
49 shall reemploy or reinstate such person to the same position
50 that he or she held prior to such service in the armed forces,
51 or to an equivalent position, provided such person returns to
52 the position within 1 year of his or her date of separation or,
53 in cases of extended active duty, within 1 year of the date of
54 discharge or separation subsequent to the extension. Such person
55 shall also be awarded preference in promotion and shall be
56 promoted ahead of all others who are as well qualified or less
57 qualified for the position. When an examination for promotion is
58 utilized, such person shall be awarded preference points, as
59 provided in s. 295.08, and shall be promoted ahead of all those
60 who appear in an equal or lesser position on the promotional
61 register, provided he or she first successfully passes the
62 examination for the promotional position.

63 Section 4. This act shall take effect October 1, 2016.

64
65 ===== T I T L E A M E N D M E N T =====

66 And the title is amended as follows:

67 Delete everything before the enacting clause
68 and insert:



642416

69 A bill to be entitled
70 An act relating to veterans employment; amending s.
71 295.07, F.S.; requiring each state agency and
72 authorizing other political subdivisions of the state
73 to develop and implement a veterans recruitment plan;
74 requiring specified goals for veterans recruitment
75 plans; requiring the Department of Management Services
76 to collect specified data and to include the data in
77 its annual workforce report and on its website;
78 amending ss. 295.085 and 295.09, F.S.; conforming
79 cross-references; providing an effective date.

By Senator Evers

2-01336-16

20161538__

A bill to be entitled

An act relating to veterans' employment; creating s. 110.1121, F.S.; establishing the policy of the state concerning veterans' employment in executive agencies; requiring the head of each executive agency to develop and implement a veterans' recruitment plan in accordance with specified procedures; requiring each executive agency to establish annual goals with respect to veterans' recruitment; requiring the head of each executive agency to appoint a veterans' employment officer; specifying the responsibilities of such officers; requiring the Department of Management Services to include specified information regarding veterans' recruitment plans in its annual workforce report; requiring the department to provide certain training to executive agency supervisory personnel; requiring participating agencies to reimburse the department for training if certain conditions exist; requiring the department to review and monitor certain executive agency actions; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 110.1121, Florida Statutes, is created to read:

110.1121 Veterans' employment opportunity.-

(1) It is the policy of this state to assist in providing the assurance of equal employment opportunity through programs of affirmative and positive action that will allow full utilization of veterans of the United States Armed Forces.

(2) (a) The head of each executive agency shall develop and implement a veterans' recruitment plan in accordance with rules

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

2-01336-16

20161538__

adopted by the department and approved by a majority vote of the Administration Commission before their adoption.

(b) Each executive agency shall establish annual goals for ensuring full utilization of veterans in the agency's workforce as compared to the relevant labor market, as defined by the agency. Each executive agency shall design its veterans' recruitment plan to meet its established goals.

(c) A veterans' employment officer shall be appointed by the head of each executive agency, who may be a full-time or part-time employee. The responsibilities of the veterans' employment officer include determining annual goals, monitoring agency compliance, and consulting with managers regarding progress, deficiencies, and appropriate corrective action.

(d) The department shall include in its annual workforce report information regarding the implementation, continuance, updating, and results of each executive agency's veterans' recruitment plan for the previous fiscal year.

(e) The department shall provide training in the principles of veterans' recruitment and hiring, the development and implementation of a veterans' recruitment plan, and the establishment of veterans' employment goals to all supervisory personnel of the executive agencies. The department may contract for training services, and each participating agency shall reimburse the department for costs incurred through such contracts. After the department approves the content of the training program, the department may delegate this training to the executive agencies.

(3) The department shall review and monitor executive agency actions in carrying out the rules adopted by the

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

2-01336-16

20161538__

62 department pursuant to this section.

63 Section 2. This act shall take effect October 1, 2016.



The Florida Senate

Committee Agenda Request

To: Senator Altman
Chair, Committee on Military and Veterans Affairs, Space, and Domestic Security

Subject: Committee Agenda Request

January 14, 2016

Dear Senator Altman,

I respectfully request that **Senate Bill 1538**, regarding **Veterans' Employment**, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

C

A handwritten signature in cursive script that reads "Greg Evers".

Senator Greg Evers
Florida Senate, District 2

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/26/16

Meeting Date

SB1538

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Colonel Mike Prendergast

Job Title Executive Director

Address The Capitol Suite 2105

Phone 850-487-1533

Street

Tallahassee

FL

32399

City

State

Zip

Email PrendergastM@FDVA.State.FL.US

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Florida Department of Veterans' Affairs

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1688

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Sachs

SUBJECT: Florida Veterans Foundation

DATE: January 27, 2016

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sanders	Ryon	MS	Fav/CS
2.			ATD	
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1688 authorizes the Department of Highway Safety and Motor Vehicles (DHSMV) to collect, for the Florida Veterans Foundation (foundation), a voluntary contribution of \$1 or more per applicant through the motor vehicle registration, driver license and identification card, and marine vessel registration application forms.

The bill also exempts the foundation from the statutory requirement to submit an application and application fee to the DHSMV 90 days prior to the legislative session to establish the voluntary contributions sought in the bill.

II. Present Situation:

The application forms for motor vehicle registration and renewal, a driver license or replacement driver license, identification card, or marine vessel registration all provide a voluntary contributions section that allows applicants the opportunity to make a donation by checking a box on the form.¹

¹ Sections 320.02(8), (14), and (15), F.S., provide motor vehicle registration applicants with 23 options for voluntary contributions. Section 322.08(7), F.S., provides driver license and identification card applicants with 20 options for voluntary contributions. Sections 328.72(11) and (16), F.S., provide boat registration applicants with 3 options for voluntary contributions.

The Florida Statutes specifically authorize which organizations can receive a voluntary contribution. Section 320.023, F.S. establishes the requirements for organizations seeking to establish a voluntary contribution on motor vehicle registration application forms, and s. 322.081, F.S. establishes similar requirements for driver license and identification card applications.² Both sections require:

- A request for the voluntary contribution being sought, describing the voluntary contribution in general terms;
- An application fee³, not to exceed \$10,000, to defray the DHSMV's cost for reviewing the application and developing the voluntary contribution check off, if authorized;
- A marketing strategy outlining short-term and long-term marketing plans for the contribution; and
- A financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the contributions.

This information must be submitted to the DHSMV at least 90 days before the next regular session of the Legislature convenes.

The Florida Veterans Foundation

The Florida Department of Veterans Affairs (FDVA) was authorized during the 2008 Regular Session to establish a direct-support organization in order to provide assistance, funding, and support for the department in carrying out its mission.⁴ Incorporated in June of 2008, the Florida Veterans Foundation (foundation) carries out a number of activities that serve, support, and advocate for Florida veterans.

The foundation's main mission is to provide emergency assistance to Florida veterans and their families who, through no fault of their own, are experiencing financial difficulties that cannot be resolved by the veteran or other veteran service organizations.⁵ Other activities of the foundation include:

- Operating and participating in Homeless Veteran Stand Downs;
- Providing guidance and information services regarding Florida veteran benefits and Federal veteran benefits;
- Printing and distributing the FDVA's Florida Veterans' Benefit Guide;
- Providing veteran employment information; and
- Overseeing projects such as the Florida Veterans' Hall of Fame⁶ and the Florida Veterans' Walk of Honor and Memorial Garden.⁷

² There are no similar application requirements in Florida Statutes to allow an organization to obtain a voluntary contribution on boat registration forms.

³ State funds may not be used to pay the application fee. See s. 320.023(b), F.S..

⁴ Ch. 2008-84, s. 1, Laws of Fla. (creating s. 292.055, F.S.)

⁵ The Florida Veterans Foundation website, available at <http://www.floridaveteransfoundation.org/> (last visited Jan. 22, 2016).

⁶ See section 265.003, F.S.

⁷ See section 265.0031, F.S.

Funding for the foundation comes from donations received as a result of fundraising efforts.⁸ The foundation previously received a portion of the revenue generated from the sale of the Florida Salutes Veterans specialty license plate, which ended 48 months after the foundation was incorporated.⁹

III. Effect of Proposed Changes:

CS/SB 1688 authorizes the DHSMV to include language permitting a voluntary contribution of \$1 or more per applicant to the Florida Veterans Foundation (foundation) on the forms for motor vehicle registration and renewal, an original, renewal, or replacement driver license or identification card application, and marine vessel registration. Such contributions will be distributed by the DHSMV to the foundation.

The bill also exempts the foundation from the requirements in ss. 320.02 and 320.08, F.S., which would require the foundation to submit an application and application fee to the DHSMV 90 days prior to the legislative session to establish the voluntary contribution on the motor vehicle registration and driver license and identification card forms.

The bill takes effect July 1, 2016.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Under the bill, individuals may choose to donate to the Florida Veterans Foundation, which will benefit that organization.

⁸ See *supra* note 5.

⁹ Section 320.08058(4)(b)1., F.S.

C. **Government Sector Impact:**

According to the DHSMV, the technology impact is estimated to be \$50,000 and the cost to redesign and develop new applications forms is \$55,040.¹⁰

VI. **Technical Deficiencies:**

None.

VII. **Related Issues:**

None.

VIII. **Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 320.02, 322.08, 328.72.

IX. **Additional Information:**

A. **Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Military and Veterans Affairs, Space, and Domestic Security on January 26, 2016:

The CS exempts the Florida Veterans Foundation from the statutory requirement to submit an application and application fee to the DHSMV 90 days prior to the start of the legislative session in order to include a voluntary contribution on the motor vehicle registration, driver license, and identification card forms.

B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

¹⁰ E-mail correspondence with the Department of Highway Safety and Motor Vehicles on Jan. 27, 2016 (on file with the Senate Military and Veterans Affairs, Space, and Domestic Security Committee).



972310

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2016	.	
	.	
	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Sachs) recommended the following:

Senate Amendment

Delete lines 18 - 104
and insert:

(v) Notwithstanding s. 320.023, the application form for motor vehicle registration and renewal of registration must include language authorizing a voluntary contribution of \$1 or more per applicant, which shall be distributed by the department to the Florida Veterans Foundation. The application fee required under s. 320.023 for an organization that seeks authorization to



11 establish a voluntary contribution does not apply to this
12 paragraph.

13
14 For the purpose of applying the service charge provided in s.
15 215.20, contributions received under this subsection are not
16 income of a revenue nature.

17 Section 2. Subsection (8) of section 322.08, Florida
18 Statutes, is amended to read:

19 322.08 Application for license; requirements for license
20 and identification card forms.—

21 (8) The application form for an original, renewal, or
22 replacement driver license or identification card must include
23 language permitting the following:

24 (a) A voluntary contribution of \$1 per applicant, which
25 contribution shall be deposited into the Health Care Trust Fund
26 for organ and tissue donor education and for maintaining the
27 organ and tissue donor registry.

28 (b) A voluntary contribution of \$1 per applicant, which
29 shall be distributed to the Florida Council of the Blind.

30 (c) A voluntary contribution of \$2 per applicant, which
31 shall be distributed to the Hearing Research Institute,
32 Incorporated.

33 (d) A voluntary contribution of \$1 per applicant, which
34 shall be distributed to the Juvenile Diabetes Foundation
35 International.

36 (e) A voluntary contribution of \$1 per applicant, which
37 shall be distributed to the Children's Hearing Help Fund.

38 (f) A voluntary contribution of \$1 per applicant, which
39 shall be distributed to Family First, a nonprofit organization.



972310

40 (g) A voluntary contribution of \$1 per applicant to Stop
41 Heart Disease, which shall be distributed to the Florida Heart
42 Research Institute, a nonprofit organization.

43 (h) A voluntary contribution of \$1 per applicant to Senior
44 Vision Services, which shall be distributed to the Florida
45 Association of Agencies Serving the Blind, Inc., a not-for-
46 profit organization.

47 (i) A voluntary contribution of \$1 per applicant for
48 services for persons with developmental disabilities, which
49 shall be distributed to The Arc of Florida.

50 (j) A voluntary contribution of \$1 to the Ronald McDonald
51 House, which shall be distributed each month to Ronald McDonald
52 House Charities of Tampa Bay, Inc.

53 (k) Notwithstanding s. 322.081, a voluntary contribution of
54 \$1 per applicant, which shall be distributed to the League
55 Against Cancer/La Liga Contra el Cancer, a not-for-profit
56 organization.

57 (l) A voluntary contribution of \$1 per applicant to Prevent
58 Child Sexual Abuse, which shall be distributed to Lauren's Kids,
59 Inc., a nonprofit organization.

60 (m) A voluntary contribution of \$1 per applicant, which
61 shall be distributed to Prevent Blindness Florida, a not-for-
62 profit organization, to prevent blindness and preserve the sight
63 of the residents of this state.

64 (n) Notwithstanding s. 322.081, a voluntary contribution of
65 \$1 per applicant to the state homes for veterans, to be
66 distributed on a quarterly basis by the department to the State
67 Homes for Veterans Trust Fund, which is administered by the
68 Department of Veterans' Affairs.



972310

69 (o) A voluntary contribution of \$1 per applicant to the
70 Disabled American Veterans, Department of Florida, which shall
71 be distributed quarterly to Disabled American Veterans,
72 Department of Florida, a nonprofit organization.

73 (p) A voluntary contribution of \$1 per applicant for Autism
74 Services and Supports, which shall be distributed to Achievement
75 and Rehabilitation Centers, Inc., Autism Services Fund.

76 (q) A voluntary contribution of \$1 per applicant to Support
77 Our Troops, which shall be distributed to Support Our Troops,
78 Inc., a Florida not-for-profit organization.

79 (r) A voluntary contribution of \$1 or more per applicant,
80 which shall be distributed to the Auto Club Group Traffic Safety
81 Foundation, Inc., a not-for-profit organization.

82 (s) Notwithstanding s. 322.081, a voluntary contribution of
83 \$1 per applicant to aid the homeless. Contributions made
84 pursuant to this paragraph shall be deposited into the Grants
85 and Donations Trust Fund of the Department of Children and
86 Families and used by the State Office on Homelessness to
87 supplement grants made under s. 420.622(4) and (5), provide
88 information to the public about homelessness in the state, and
89 provide literature for homeless persons seeking assistance.

90 (t) A voluntary contribution of \$1 or more per applicant to
91 End Breast Cancer, which shall be distributed to the Florida
92 Breast Cancer Foundation.

93 (u) Notwithstanding s. 322.081, a voluntary contribution of
94 \$1 or more per applicant, which shall be distributed to the
95 Florida Veterans Foundation. The application fee required under
96 s. 322.081 for an organization that seeks authorization to
97 establish a voluntary contribution does not apply to this



972310

98 paragraph.

By Senator Sachs

34-01604-16

20161688__

1 A bill to be entitled
 2 An act relating to the Florida Veterans Foundation;
 3 amending ss. 320.02, 322.08, and 328.72, F.S.;

4 providing for voluntary contributions of a minimum
 5 specified amount per applicant for certain motor
 6 vehicle registrations, driver licenses or
 7 identification cards, and boat registrations to the
 8 Florida Veterans Foundation; conforming a cross-
 9 reference; providing an effective date.

10
 11 Be It Enacted by the Legislature of the State of Florida:

12
 13 Section 1. Paragraph (v) is added to subsection (15) of
 14 section 320.02, Florida Statutes, to read:

15 320.02 Registration required; application for registration;
 16 forms.—

17 (15)

18 (v) The application form for motor vehicle registration and
 19 renewal of registration must include language permitting a
 20 voluntary contribution of \$1 or more per applicant, which shall
 21 be distributed by the department to the Florida Veterans
 22 Foundation.

23
 24 For the purpose of applying the service charge provided in s.
 25 215.20, contributions received under this subsection are not
 26 income of a revenue nature.

27 Section 2. Subsection (8) of section 322.08, Florida
 28 Statutes, is amended to read:

29 322.08 Application for license; requirements for license
 30 and identification card forms.—

31 (8) The application form for an original, renewal, or
 32 replacement driver license or identification card must include

Page 1 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

34-01604-16

20161688__

33 language permitting the following:

34 (a) A voluntary contribution of \$1 per applicant, which
 35 contribution shall be deposited into the Health Care Trust Fund
 36 for organ and tissue donor education and for maintaining the
 37 organ and tissue donor registry.

38 (b) A voluntary contribution of \$1 per applicant, which
 39 shall be distributed to the Florida Council of the Blind.

40 (c) A voluntary contribution of \$2 per applicant, which
 41 shall be distributed to the Hearing Research Institute,
 42 Incorporated.

43 (d) A voluntary contribution of \$1 per applicant, which
 44 shall be distributed to the Juvenile Diabetes Foundation
 45 International.

46 (e) A voluntary contribution of \$1 per applicant, which
 47 shall be distributed to the Children's Hearing Help Fund.

48 (f) A voluntary contribution of \$1 per applicant, which
 49 shall be distributed to Family First, a nonprofit organization.

50 (g) A voluntary contribution of \$1 per applicant to Stop
 51 Heart Disease, which shall be distributed to the Florida Heart
 52 Research Institute, a nonprofit organization.

53 (h) A voluntary contribution of \$1 per applicant to Senior
 54 Vision Services, which shall be distributed to the Florida
 55 Association of Agencies Serving the Blind, Inc., a not-for-
 56 profit organization.

57 (i) A voluntary contribution of \$1 per applicant for
 58 services for persons with developmental disabilities, which
 59 shall be distributed to The Arc of Florida.

60 (j) A voluntary contribution of \$1 to the Ronald McDonald
 61 House, which shall be distributed each month to Ronald McDonald

Page 2 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

34-01604-16

20161688__

62 House Charities of Tampa Bay, Inc.

63 (k) Notwithstanding s. 322.081, a voluntary contribution of
64 \$1 per applicant, which shall be distributed to the League
65 Against Cancer/La Liga Contra el Cancer, a not-for-profit
66 organization.

67 (l) A voluntary contribution of \$1 per applicant to Prevent
68 Child Sexual Abuse, which shall be distributed to Lauren's Kids,
69 Inc., a nonprofit organization.

70 (m) A voluntary contribution of \$1 per applicant, which
71 shall be distributed to Prevent Blindness Florida, a not-for-
72 profit organization, to prevent blindness and preserve the sight
73 of the residents of this state.

74 (n) Notwithstanding s. 322.081, a voluntary contribution of
75 \$1 per applicant to the state homes for veterans, to be
76 distributed on a quarterly basis by the department to the State
77 Homes for Veterans Trust Fund, which is administered by the
78 Department of Veterans' Affairs.

79 (o) A voluntary contribution of \$1 per applicant to the
80 Disabled American Veterans, Department of Florida, which shall
81 be distributed quarterly to Disabled American Veterans,
82 Department of Florida, a nonprofit organization.

83 (p) A voluntary contribution of \$1 per applicant for Autism
84 Services and Supports, which shall be distributed to Achievement
85 and Rehabilitation Centers, Inc., Autism Services Fund.

86 (q) A voluntary contribution of \$1 per applicant to Support
87 Our Troops, which shall be distributed to Support Our Troops,
88 Inc., a Florida not-for-profit organization.

89 (r) A voluntary contribution of \$1 or more per applicant,
90 which shall be distributed to the Auto Club Group Traffic Safety

Page 3 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

34-01604-16

20161688__

91 Foundation, Inc., a not-for-profit organization.

92 (s) Notwithstanding s. 322.081, a voluntary contribution of
93 \$1 per applicant to aid the homeless. Contributions made
94 pursuant to this paragraph shall be deposited into the Grants
95 and Donations Trust Fund of the Department of Children and
96 Families and used by the State Office on Homelessness to
97 supplement grants made under s. 420.622(4) and (5), provide
98 information to the public about homelessness in the state, and
99 provide literature for homeless persons seeking assistance.

100 (t) A voluntary contribution of \$1 or more per applicant to
101 End Breast Cancer, which shall be distributed to the Florida
102 Breast Cancer Foundation.

103 (u) A voluntary contribution of \$1 or more per applicant,
104 which shall be distributed to the Florida Veterans Foundation.

105
106 A statement providing an explanation of the purpose of the trust
107 funds shall also be included. For the purpose of applying the
108 service charge provided under s. 215.20, contributions received
109 under paragraphs (b)-(u) ~~(b)-(t)~~ are not income of a revenue
110 nature.

111 Section 3. Subsection (11) of section 328.72, Florida
112 Statutes, is amended to read:

113 328.72 Classification; registration; fees and charges;
114 surcharge; disposition of fees; fines; marine turtle stickers.-

115 (11) VOLUNTARY CONTRIBUTIONS.-

116 (a) The application form for boat registration shall
117 include a provision to allow each applicant to indicate a desire
118 to pay an additional voluntary contribution to the Save the
119 Manatee Trust Fund to be used for the purposes specified in s.

Page 4 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

34-01604-16

20161688__

120 379.2431(4). This contribution shall be in addition to all other
121 fees and charges. The amount of the request for a voluntary
122 contribution solicited shall be \$2 or \$5 per registrant. A
123 registrant who provides a voluntary contribution of \$5 or more
124 shall be given a sticker or emblem by the tax collector to
125 display, which signifies support for the Save the Manatee Trust
126 Fund. All voluntary contributions shall be deposited in the Save
127 the Manatee Trust Fund and shall be used for the purposes
128 specified in s. 379.2431(4).

129 (b) The form shall also include language permitting a
130 voluntary contribution of \$5 per applicant, which contribution
131 shall be transferred into the Election Campaign Financing Trust
132 Fund. A statement providing an explanation of the purpose of the
133 trust fund shall also be included.

134 (c) The form shall also include language permitting a
135 voluntary contribution of \$1 or more per applicant, which
136 contribution shall be transferred to the Florida Veterans
137 Foundation.

138 Section 4. This act shall take effect July 1, 2016.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/26/16

Meeting Date

SB1688

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Colonel Mike Prendergast

Job Title Executive Director

Address The Capitol Suite 2105

Phone 850-487-1533

Street

Tallahassee

FL

32311

City

State

Zip

Email PrendergastM@FDVA.State.FL.US

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Florida Department of Veterans' Affairs

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Higher Education, *Chair*
Appropriations Subcommittee on Education
Fiscal Policy
Judiciary
Military and Veterans Affairs, Space, and Domestic Security
Regulated Industries

SENATOR KELLI STARGEL
15th District

JOINT COMMITTEE:
Joint Committee on Public Counsel Oversight

January 26, 2016

Chair Thad Altman
Committee on Military and Veterans Affairs, Space, and Domestic Security
215 Knott Building

Dear Chair Altman:

I am unable to attend the Committee on Military and Veterans Affairs, Space, and Domestic Security on Tuesday, January 26, 2016, and I respectfully request that this absence be excused. I will be presenting a bill in another committee. Your leadership and consideration are appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Kelli Stargel".

Kelli Stargel
Senator, District 15

Cc: Elizabeth Ryon / Staff Director
Lois Graham / AA

REPLY TO:

- 2033 East Edgewood Drive, Suite 1, Lakeland, Florida 33803
- 324 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5015

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: LL 37

Case No.:

Type:

Caption: Senate Military & Veterans Affairs, Space & Domestic Security Committee Judge:

Started: 1/26/2016 9:14:19 AM

Ends: 1/26/2016 9:36:34 AM Length: 00:22:16

9:14:19 AM Chairman Altman calls the meeting to order
9:14:44 AM Chairman Altman with opening comments
9:14:49 AM CAA Lois Graham calls the roll
9:15:05 AM CAA Graham announces quorum
9:15:12 AM Chairman Altman announces that Senator Stargel is excused from today's meeting
9:15:22 AM Chairman Altman with comments
9:15:34 AM Takes up Tab 4 - Video Presentation of Space X's December 2015 Falcon launch and landing
9:16:38 AM Chairman Altman with comments
9:18:18 AM Chairman Altman with comments explaining what's happening in the video
9:19:27 AM Senator Sachs and Senator Altman with comments on video
9:22:31 AM Senator Sachs with comments
9:23:17 AM Chairman Altman with comments
9:24:51 AM Chairman Altman introduces Jeff Sharkey and Kevin Auerdacher who are in the audience
9:25:19 AM Chairman Altman with comments
9:25:29 AM Chairman Altman takes up Tab 1 - SB 1288 by Senator Richter - Emergency Management
9:26:31 AM Chairman recognizes Senator Richter's Aide Rebecca Kokkinos
9:26:38 AM Chairman takes up Amendment Barcode 238272 by Senator Evers
9:26:41 AM Ms. Kokkinos explains the amendment
9:26:48 AM Chairman Altman with comments - calls for questions
9:27:01 AM Chairman recognizes Ms. Kokkinos to close on amendment
9:27:13 AM Ms. Kokkinos waives close on amendment
9:27:24 AM Amendment Barcode 238272 is adopted
9:27:29 AM Back on SB 1288 as amended
9:27:33 AM Appearance card - Ms. Julie Roberts, External Affairs Director, Division of Emergency Management
9:27:39 AM Ms. Roberts waives in support
9:27:45 AM Chairman Altman with comments
9:27:54 AM Ms. Kokkinos waives close
9:27:57 AM CAA Graham calls the roll on CS/SB 1288
9:28:02 AM CS/SB 1288 is reported favorably
9:28:13 AM Tab 2 - SB 1538 by Senator Evers - Veterans' Employment
9:28:20 AM Senator Evers explains strike-all amendment Barcode 642416
9:30:57 AM Chairman Altman calls for questions/debate on amendment
9:31:25 AM Strike-all amendment is adopted
9:31:35 AM Back on bill as amended
9:31:38 AM Appearance card - Colonel Mike Prendergast, Executive Director, Florida Department of Veterans' Affairs
9:31:46 AM Colonel Prendergast waives in support
9:31:52 AM Chairman Altman with comments

9:32:09 AM Chairman calls for questions/debate on bill as amended
9:32:12 AM Senator Evers closes on bill
9:32:20 AM CAA Graham calls the roll on CS/SB 1538
9:32:24 AM CS/SB 1538 is reported favorably
9:32:39 AM Tab 3 - SB 1688 - Florida Veterans Foundation by Senator Sachs
9:32:43 AM Senator Sachs explains the amendment to bill - Barcode 972310
9:33:05 AM Chairman Altman calls for questions/debate on amendment
9:33:07 AM Chairman calls for appearance cards on amendment
9:34:03 AM Senator Sachs waives close on amendment
9:34:08 AM Amendment adopted
9:34:21 AM Back on bill an amended
9:34:28 AM Appearance card - Colonel Mike Prendergast, Florida Veterans' Affairs
9:34:33 AM Colonel Prendergast waives in support of the bill
9:34:42 AM Chairman Altman calls for questions/debate
9:34:59 AM Senator Sachs closes on the bill
9:35:09 AM Chairman Altman with comments
9:35:44 AM CAA Graham calls the roll
9:35:48 AM CS/SB 1688 is reported favorably
9:35:57 AM Chairman Altman with closing comments
9:36:11 AM Senator Gibson moves to rise
9:36:19 AM Meeting adjourned